App. F. IX-4

1935-36 (G)

File No. 23/30

Serial Nos. 123

Previous References

G) 91-31-142
G) 104-31-143
G) 27-27-11, 1942, 25.
G) 123-34-142

Later References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 143

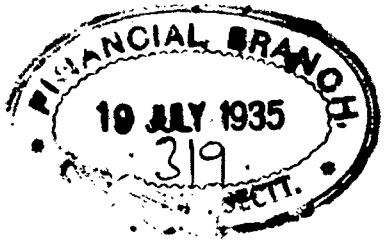
Part B for July 1931

SUBJECT.

Representation of Sir Charles Todhunter, Private Secretary to His Highness the Maharaja of Mysore, regarding his salary cut & Provident Fund contribution

WD 01965—GPB—15,000—7-7-34

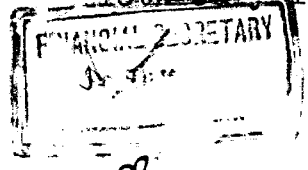
C.B. 101.



THE PALACE,
BANGALORE.

C.S. 23-35

18th July 1935.



My dear Mirza,

May I refer you to Government Order No.2749-50/C.B. 91-31-2, dated the 23rd December 1931, in which the Government recorded my acceptance of a voluntary cut in my salary? A short while later I agreed to a further cut in respect of my Provident Fund contribution. I understand that other officers who are in a similar position to mine have either never paid the cut or have now withdrawn their voluntary payment on the ground that the cuts have continued far longer than was anticipated when they were imposed.

As I have been financially very hard hit in several ways of late, I propose to avail myself of the permission so very kindly given by you in the course of our recent conversation on the subject, and to draw my pay at the original rate with effect from the current

month. I hope I may presume that the Government have no objection unless I hear to the contrary. I hope also that I may take it that what applies to the ten per cent cut applies equally to the Provident Fund contribution.

Yours sincerely,

No objection to continuance of cut, but I fear re order re Prov. Fund will have to stand unless Sir Ch. means something other than what I understand his words mean.

18-7-31

CS
CSI
SK
KK
L:

N'S OFFICE
18 JUL
No. 1160

CS with compliments for kindly putting up connected files

19/7

The following files are put up:-

(1) CS 91-31-1 re: Salary Cut

(2) CS 104-31-Sts 1-3 re: provident-fu

The other file, CS 27-27-19 about benefit of a bonus & P.F. Scheme to Sir C. Trichinopoly, has been taken by Mr P. Ramachandra (Vide remarks on the requisitioning slip)

29/7

Fri. Br. W/C.

XX
Mr DN

NOTE—Contn. Sheet.

219. 101

File No. of 193 . General and Revenue Secretariat

There are two points raised by Sir Charles

(1) withdrawal of voluntary cut in his salary;

(2) revival of the concession of provident fund bonus.

Since the cut was purely voluntary on the part of Sir Charles, there is no objection to permit Sir Charles to discontinue the same.

DEWAN'S OFFICE
24 JUL 1935
No. 583

In re: point (2), it is to be stated that the officer is superannuated and retired from British service and is also a contract officer. Pension and Provident Fund benefits in such cases are generally not admissible. His having been allowed provident fund benefit from 1st July 1927 has itself to be regarded as a very special concession.

His extension from 23rd July 1932 was sanctioned on the definite understanding that the benefit of provident fund bonus would not be allowed to him thereafter.

Mr. Sinclair recently asked for a similar concession and his request has been negatived.

For reasons stated above, there does not appear to be sufficient grounds to justify the grant of this concession now.

22/7/35

Chief Secretary with compliments.

Draft pr Council Pl 24/7

Dewan Type as usual, for my signature, please. MJ 24-7-35

To issued. Vide No. 3589 D/25-7-35

A letter informing Comptroller is also put up for Council

25-7-35 Supd 26/7/35

D.O. No. 358 dated 25.7.35

Sir Charles Todhunter, Pri Secy to H.H. the Maharaja States that Govt have no objection to release him from the obligation of ~~making the~~ making the cut in his salary & that he may draw his pay at the original rate with effect from the current month that it is not possible to accede to his request so far as Govt contribution to his Provident Fund is concerned.

No. 194 Dy 26.7.35

The Comptroller

States that Sir Charles Todhunter has been released from the obligation of making the cut in his salary that he has been granted to draw his pay at the original rate with effect from the current month.

C1 23-35-2

My dear Sir Charles,

With reference to your D.O. letter dated the 18th instant ~~to the Dewan~~ regarding your salary cut and provident fund contribution I ~~am desired to state~~ have been directed to say that so far as the former is concerned Government have no objection to release you from the obligation of making ~~any~~ a cut which you were good enough voluntarily to offer and that you may draw your pay at the original rate with effect from the current month.

2. As regards the other question, ~~I am to say that~~ it is not quite clear what exactly you mean by ~~reference to~~ the "further cut in respect of ~~your~~ my provident fund contribution". The position in regard to this matter ~~appears to be~~ is as follows:

In G.O. No.3434/C.B.27-27-19 dated 1st Decr. 1927, Government were pleased to allow you the benefit of a "Bonus and Provident Fund Scheme", according to which you were to contribute a sum equivalent to 6¼ per cent of your salary every month and ~~an equal amount was to be added by Government~~ Govt. agreed to contribute an equivalent amount as bonus. The total amount thus accruing together with interest at the rate allowed for the State Provident Fund, was to be paid to you on the termination of your service. Another order was issued a month later (vide G.O.3848/49 C.B.27-27-25 dated 30-12-27) permitting you to increase your own contribution to the fund to 12½ per cent of your salary, the Government contribution remaining unchanged at 6¼ per cent.

A few years later, when the question of granting

you an extension of service beyond 23rd July 1932 came up for consideration, you agreed to forego the Government contribution to the Provident Fund during the period of extension, and all the subsequent extensions of your ~~term~~ services were sanctioned on this understanding. In accordance with the foregoing orders, you have been contributing at the rate of Rs.250/- per month to the Provident Fund, while the Government ~~share of~~ contribution ~~has~~ ceased from 23rd July 1932.

I fear, Maharaja, it is impossible to accede to your request so far as Govt's contribution to your Provident Fund is concerned.

3. Your admission to the Provident Fund Scheme in 1927 being in the nature of a special concession, and the stoppage of the Government contribution from 1932 amounted merely to a withdrawal of a concession and stands on a different footing from the salary cut.

In the circumstances, Government consider that while there would be no objection to your varying the amount of your own contribution to the Provident Fund in any way, no change from the present position is called for in respect of the Government contribution.

Yours sincerely,

Offg. Chief Secretary to Govt.

Sir Charles Todhunter, K.C.S.I.,
Private Secretary to H.H. the Maharaja.

....

Copy to the Comptroller to Govt.

D.O.No.358.

Bangalore,
25th July 1935.

My dear Sir Charles,

With reference to your D.O. letter dated the 18th instant, regarding your salary cut and Provident Fund contribution, I write to say that so far as the former is concerned Government have no objection to release you from the obligation of making the cut which you were good enough voluntarily to offer and that you may draw your pay at the original rate with effect from the current month.

As regards the other question, it is not quite clear what exactly you mean by the "further cut in respect of my Provident Fund contribution". The position in regard to this matter is as follows:-

In Government Order No. 3434/C.B.27-27-19 dated 1st December 1927, Government were pleased to allow you the benefit of a "Bonus and Provident Fund Scheme", according to which you were to contribute a sum equivalent to 6¼ per cent. of your salary every month and Government agreed to contribute an equivalent amount as bonus. The total amount thus accruing together with interest at the rate allowed for the State Provident Fund, was to be paid to you on the termination of your service. Another order was issued a month later (vide G.O. No. 3848-49/C.B.27-27-25 dated 30th December 1927) permitting you to increase your own contribution to the fund to 12½ per cent. of your salary, the Government contribution remaining unchanged at 6¼ per cent.
A few years later, when the question of granting you an extension of service beyond 23rd July 1932 came up for consideration, you agreed to forego the Government contribution to the Provident Fund during the period of extension, and all the subsequent extensions of your services were sanctioned on this understanding.

In accordance with the foregoing orders, you have been contributing at the rate of Rs 250/- per month to the Provident Fund, while the Government contribution ceased from 23rd July 1932.

I fear, therefore, it is not possible to accede to your request so far as Government's contribution to your Provident Fund is concerned.

Yours sincerely,

(Sd) M. M. D.

Sir Charles Todhunter, K.C.S.I.,
Private Secretary to His Highness
the Maharaja of Mysore,
BANGALORE.

194/CS. 23-35-3
dt 16/7/35

To

The Comptroller,

Mysore Government.

Sir,

H.P

I am directed to invite reference to G.O.No.2749-50/C.B.91-31-2 dated 23rd Decr. 1931 and to state that Sir Charles Todhunter, Private Secretary to His Highness the Maharaja, has been released from the obligation of making the cut in his salary which he voluntarily offered, and he has been permitted to draw his pay at the original rate with effect from the current month.

I have, etc.

26.7

Offg. Chief Secretary to Govt.

1594/C.

OFFICE OF THE COMPTROLLER TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,

No 134/S.P.F

Bangalore, dated 3rd November *1942.*

From

M. VIRARAJA URS, Esq., B.A., B.L.,
Comptroller to the Government of
His Highness the Maharaja of Mysore,
BANGALORE.

To

Mothamed-ul-Mulk
Gulam Mohiyuddin Mehkri, Esq., B.A.,LL.B.,
Chief Secretary to the Government of Mysore,
Bangalore.

Sir,

I have the honour to forward herewith a copy of the letter received from Sir Charles Todhunter dated 23rd October 1942 requesting to send a copy of D.O.letter dated 358 dated 25th July 1935 addressed to him by Sir Mirza Ismail, the then Dewan regarding the discontinuance of the Government share of contribution to be credited to the former's State Provident Fund Account.

As the above D.O.letter has issued from the Confidential branch of the Secretariat and has not been received in this office, I request that a copy of the letter may be kindly issued to him.

I have the honour to be,
Sir,
Your most obedient servant,

M. Viraraja Urs

Comptroller.

RR)

Submitted

Draft of a letter is put up.

5/11/42

for approval before issue

7/11

7/11/42

Issue

10/11

(Issued)

COMPTROLLER'S OFFICE
23 OCT. 1942
183/S/8

P.P.

The Manor House
Keadeen
Enfield
October 23rd 1942

Dear Mr. Vidaraj EARLY

When, during your absence on leave, your locum tenens was settling up the matter of my Provident Fund, I asked that I might be given a copy of the order ~~that~~ but an end to the Government contribution towards it, and after some search Mr. Ramanna mailed me a copy of a d.o. letter from Sir Mirza Ismail. As I had no recollection of having seen this letter, I asked him to send me a copy for my file and he promised to do so. The copy has not come to hand and I am afraid the matter may have been overlooked. I should be much obliged if you could very kindly have it despatched to me

When the copy is received I will return it.

Yours sincerely
G Sodhi

No. 2433/CB
El. 1 & 10.11.42

Dear Sir Charles Todhunter,

As desired in your letter dated 23rd. October 1942, addressed to the Comptroller to Govt. I am desired to send herewith a copy of Do. letter No. 358 dated 25th July 1935 addressed to you by Sir Mirza M. Ismail, regarding the discontinuance of the Govt. share of contribution ~~to be credited~~ to your State Provident Fund Account.

Yours sincerely,
7/4

Sir Charles Todhunter Esq KCSI

M. 2433/CB

Ex. 1

10th November 1942.

Dear Sir,

As desired in your letter dated the 23rd October 1942, addressed to the Comptroller to Government, I am desired to send herewith a copy of demi-official letter No.358 dated the 25th July 1935 addressed to you by Sir Mirza M. Ismail, regarding the discontinuance of the Government share of contribution to your State Provident Fund Account.

Yours faithfully,

for Secretary to Government.

Sir Charles Todhunter, K.C.S.I.

Copy of D. O. letter No.358, dated the 25th July 1935 from Sir Mirza M. Ismail, Dewan of Mysore, to Sir Charles Todhunter, Private Secretary to His Highness the Maharaja.

....

With reference to your D.O. letter dated the 18th instant, regarding your salary cut and Provident Fund contribution, I write to say that so far as the former is concerned Government have no objection to release you from the obligation of making the cut which you were good enough voluntarily to offer and that you may draw your pay at the original rate with effect from the current month.

As regards the other question, it is not quite clear what exactly you mean by the "further cut in respect of my Provident Fund contribution". The position in regard to this matter is as follows:-

In Govt. Order No.3434/C.B.27-27-19 dated 1st December 1927, Government were pleased to allow you the benefit of a "Bonus and Provident Fund Scheme", according to which you were to contribute a sum equivalent to 6¼ per cent. of your salary every month and Government agreed to contribute an equivalent amount as bonus. The total amount thus accruing together with interest at the rate allowed for the State Provident Fund, was to be paid to you on the termination of your service. Another order was issued a month later (vide G.O.No. 3848-49/C.B.27-27-25 dated 30th Decr. 1927) permitting you to increase your own contribution to the fund to 12½ per cent. of your salary, the Government contribution remaining unchanged at 6¼ per cent. A few years later, when the question of granting you an extension of service beyond 23rd July 1932 came up for consideration you agreed to forego the Government contribution to the Provident Fund during the period of extension, and all the subsequent extensions of your services were sanctioned on this understanding. In accordance with the foregoing orders, you have been contributing at the rate of

P. T. O.

s.250/- per month to the Provident Fund, while the overnment contribution ceased from 23rd July 1932.

I fear, therefore, it is not possible to accede your request so far as Government's contribution to our Provident Fund is concerned.

- - - - - - -

" Copy."

Chief Secretary to Government.